



12 SEP 2005

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Siemens Corporation
Intellectual Property Department
170 Wood Avenue South
Iselin NJ 08830

In re Application of
PETER TIEMANN : DECISION
Application No.: 10/524,523 :
PCT No.: PCT/EP03/08548 : ON PETITION UNDER
Int. Filing Date: 01 August 2003 :
Priority Date: 16 August 2002 : 37 CFR 1.43
Attorney's Docket No.: 2002P00241WOUS :
For: GAS TURBINE COMBUSTION CHAMBER:

This decision is in response to applicants' "Petition under 37 CFR 1.43" filed in the United States Patent and Trademark Office (USPTO) on 11 February 2005.

BACKGROUND

On 01 August 2003, applicants filed international application PCT/EP03/08548, which claimed a priority date of 16 August 2002. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 18 March 2004.

On 11 February 2005, applicants filed a submission for entry into the national stage in the United States which was accompanied by, *inter alia*, the U.S. Basic National Fee, a declaration executed by Iris Oltmanns on behalf of herself and as legal representative for inventor Peter Tiemann and a petition under 37 CFR 1.43.

DISCUSSION

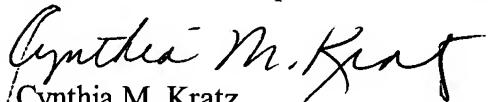
The oath or declaration for entry into the national stage in the United States must comply with 37 CFR 1.497(a)-(b). The 11 February 2005 petition indicates that Peter Tiemann is legally incapacitated and that Iris Oltmanns has been appointed his legal representative. Under 37 CFR 1.43, in the event of legal incapacitation of an inventor, "the legal representative ... of such inventor may make the necessary oath or declaration, and apply for and obtain the patent." The 11 February 2005 declaration identifies Iris Oltmanns as the Legal Representative and provides her residence, citizenship and address in addition to Mr. Tiemann's residence, citizenship and address. The 11 February 2005 declaration complies with 37 CFR 1.497(a)-(b).

CONCLUSION

Applicants' request for status under 37 CFR 1.43 is **GRANTED**.

The application has an international filing date of 01 August 2005 under 35 U.S.C. §363 and a date of 11 February 2005 under 35 U.S.C. §371(c)(1), (c)(2) and (c)(4).

This application is being forwarded to the National Stage Processing Division of the Office of the PCT Operations for continued processing.



Cynthia M. Kratz
Attorney Advisor
PCT Legal Office
Office of PCT Legal Administration

Telephone: 571-272-3286
Facsimile: 571-273-0459